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Certificate Under 37 CFR 1.8(a)
I hereby certify that this correspondence is being deposited
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for Patents, PO Box 1450, Alexandria, VA 22313-1450

on January 5, 2005

Carolyn Beason-Wright
Carolyn Beason-Wright

Case No. 8627/092 (PA-5239-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Matthew M. Graf, et al.

Serial No: 09/810,377

Filed: March 16, 2001

For: INTRODUCER SHEATH

Examiner: Hook, James F.

Group Art Unit: 3752

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated
October 6, 2004 of the Examiner finally rejecting Claims 1, 2 4-6, 13, 14 and 17-23.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____
for _____ month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841
O.G. 1411.
3. ☒ Fee \$500.00 Other than a Small Entity
- ☒ Enclosed
- ☐ Not required (Fee paid in prior appeal)

01/11/2005 MAHMED1 00000002 09810377

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500.00 DP

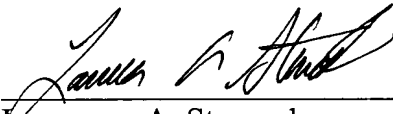
Serial No. 09/810,377
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- ☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: Jan. 5, 2005



Lawrence A. Steward
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